CLASSIFICATION OFFICE DECISION

Title of publication:	thINZTAK9I.jpg
Other known title(s):	Not stated
OFLC ref:	1700504.004
Medium:	Computer Image File
Publisher:	Not stated
Country of origin:	Not stated
Language:	Not applicable
Applicant:	Commissioner of Police
Classification:	Unrestricted.
Descriptive note:	None
Display conditions:	None
Date of entry in Register:	05 October 2017
Date of direction to issue a label:	No direction to issue a label has been issued
Date of notice of decision:	05 October 2017

Summary of reasons for decision:

The image is a very tight-cropped close-up of a person's crotch and underpants which has a mildly sexual tone. Because the gender and age of the subject are unclear it is impossible to determine whether or not the subject is a child or young person. The image only just enters the subject matter gateway as a matter of sex. While the image is likely to depict a sexual situation and is also likely to have a sexual purpose, it is not at all explicit and therefore a restriction on its availability would be unreasonable. While sexual images of this character are normally restricted to adults there is little likelihood of harm arising from the availability of the image, in this form with no further context. Therefore the image is classified as unrestricted. This classification is consistent with the rights and freedoms affirmed by the New Zealand Bill of Rights Act 1990.